Under the Paperwork reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use as many sheets as necessary)				Complete if Known		
				Application Number	10/590,846	
				Filing Date	08-25-06	
				First Named Inventor	Masaharu Ueda	
				Group Art Unit	4142	
				Examiner Name	C. A. Fogarty	
Sheet	1	of	1	Attorney Docket Number	1551-0158PUS1	

		NON PATENT LITERATURE DOCUMENTS				
xaminer nitial *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т			
	1	EPO Communication of a Notice of Opposition, Patent No. 1 730 317 B1, April 15, 2010, pp. 1-6				
	2	UCHINO, K. et al, "Development of Hypereutectoid Steel Rail for Heavy Haul Railways," 39th MWSP CONF. PROC., ISS, 1998, Vol. XXXV (35), pp. 1047-1055				
***************************************	UEDA, M. et al, "Application of Hypereutectoid Steel to Heavy Haul Track Rail," The Minerals, Meta and Materials Society, 1997, pp. 161-174					
	Voestalpine Schienen GmbH Opposition Brief, Patent No. 1 730 317, March 31, 2010, pp. 1-11					
		·				
Examir Signatu		Date   Considered				

Examiner Signature	Date Considered	

<sup>\*</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1.</sup> Applicants unique citation designation number. (optional) 2. Applicants unique citation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Cheif Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.